

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6747

BILL NUMBER: HB 1130

NOTE PREPARED: Jan 11, 2011

BILL AMENDED:

SUBJECT: Opportunity to Correct Violation.

FIRST AUTHOR: Rep. Koch

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill imposes a duty on an agency under certain circumstances to give a person an opportunity to correct an alleged violation of law that is discovered in an inspection.

Effective Date: July 1, 2011.

Explanation of State Expenditures: This bill requires all state agencies in the executive department to notify alleged violators about possible violations discovered in inspections and provide an opportunity for the individuals to correct the violations under certain circumstances. Agencies are required to determine if the violation has been corrected within 30 days of the notification, or the agreed time for correction, whichever is earlier. If the alleged violator does not enter into an agreement with the agency or does not correct a violation within the time allowed, then the agency may take any enforcement action authorized by law.

Explanation of State Revenues: This bill could reduce the amount of civil penalties imposed by state agencies. Any reduction in civil penalties would depend upon whether civil penalties would have been imposed on violators absent the bill's provision to allow opportunities to correct violations. This impact is indeterminable.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: All executive branch agencies.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Jessica Harmon, 317-232-9854.